

Message

---

**From:** Havard, James [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=9350676809E8403994F1DFC2B7BFDCFE-JHAVARD]  
**Sent:** 11/27/2018 5:39:20 PM  
**To:** Glazer, Thomas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=6578deb6a4b042ffbe42a9854429feb5-Glazer, Tho]  
**Subject:** RE: NOI filed re OR list  
**Flag:** Flag for follow up

Can you cut and paste what you send to your FO? Thanks

---

**From:** Glazer, Thomas  
**Sent:** Tuesday, November 27, 2018 12:33 PM  
**To:** Havard, James <Havard.James@epa.gov>  
**Subject:** Re: NOI filed re OR list

I just sent the same summary to the OGC FO, with the names changed. They're pretty much the same except that the NWEA doesn't focus on OA. Do you need a more detailed summary?

Sent from my iPhone

On Nov 27, 2018, at 12:30 PM, Havard, James <[Havard.James@epa.gov](mailto:Havard.James@epa.gov)> wrote:

John - Attached is the 2nd NOI filed on this OR list matter. This second one is dated November 26, 2018, and is submitted on behalf of Northwest Environmental Advocates (NWEA). We also received a similar NOI from the Center for Biological Diversity (CBD) on August 28, 2018 (OGC's earlier summary of that is pasted below for reference).

Tom G- Will you have a summary of this most recent one that we can forward?

Thanks! Jim

On Aug. 28, 2018, the Center for Biological Diversity transmitted the attached Notice of Intent to Sue over alleged EPA inaction with respect to Oregon's 2012 Section 303(d) List. On December 21, 2016, EPA partially approved and partially disapproved Oregon's 2012 303(d) list, proposing to add 332 waterbody segments to the State's list and expressly taking no action with respect to potential marine water impairments due to ocean acidification. EPA has not taken any further action with respect to the State's list since that time. The NOI alleges a failure to perform a non-discretionary duty under CWA section 303(d) to identify impaired Oregon waters, including those impaired by ocean acidification, after EPA's partial disapproval of Oregon's 2012 303(d) list, as required by section 303(d)(2) of the CWA, 33 U.S.C. § 1313(d)(2).

-----Original Message-----

**From:** Goodin, John  
**Sent:** Tuesday, November 27, 2018 11:55 AM  
**To:** Wildeman, Anna <[wildeman.anna@epa.gov](mailto:wildeman.anna@epa.gov)>  
**Cc:** Connors, Sandra <[Connors.Sandra@epa.gov](mailto:Connors.Sandra@epa.gov)>; Wall, Tom <[Wall.Tom@epa.gov](mailto:Wall.Tom@epa.gov)>; Havard, James

<Havard.James@epa.gov>

Subject: NOI filed re OR list

Anna- just learned that NWEA filed yesterday...will track down a copy.

John

<11262018 Notice of Intent to Sue for Failure to Perform Mandatory Duties Under Sec 303 (d) (2) of the Clean Water Act\_ORC\_OWW.PDF>

<CBD Oregon NOI - 8.28.18.pdf>